

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF CALIFORNIA**



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Order Instituting Rulemaking into
Implementation of Pub. Util. Code § 390.
(U 39-E)

Rulemaking 99-11-022
(Filed November 18, 1999)

**PACIFIC GAS AND ELECTRIC COMPANY'S (U 39-E)
PETITION TO MODIFY D.01-01-007**

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January 16, 2008

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Pursuant to Rule 16.4 of the California Public Utilities Commission’s (Commission) Rules of Practice and Procedure, Pacific Gas and Electric Company (PG&E) files this petition to modify D.01-01-007. As described in more detail in the following paragraphs, PG&E requests that D.01-01-007 be modified to address, on an interim basis, calculation of the transmission line loss factors used to determine payments to certain QFs once the California Independent System Operator (CAISO) implements its new market structure, referred to as the Market Redesign & Technology Upgrade (MRTU). PG&E proposes an interim method for use until the appropriate QF energy line loss factors in the MRTU environment are determined by the Commission.

D.01-01-007 establishes “a Generation Meter Multiplier (GMM) based formula for the transmission line loss factor to be used while QFs continue to receive payments under Pub. Util. code § 390(b).” (D.01-01-007, p.1). Currently, the CAISO calculates the GMMs, but will stop doing so with the advent of MRTU. Therefore, once MRTU is implemented the needed GMM data will no longer be available to calculate the GMM-based loss factors on an ongoing basis to determine the transmission line losses for “Section 390(b)” QFs.

As a result, a new method for determining energy line losses for QFs will be needed once MRTU is implemented. PG&E requests that D.01-01-007 be modified to provide for an interim method, to be applicable once MRTU is implemented. Currently, MRTU is expected to be implemented sometime after April 1, 2008.

The Commission is not writing on a blank slate in this area. In D.06-07-032 the Commission approved a settlement of various “Section 390” issues between PG&E and a number of QFs, many of whom are members of the Independent Energy Producers Association (IEP). The implementation of MRTU was anticipated in that Settlement, and the adopted language with respect to line losses is:

The energy line loss factor shall be equal to the QF’s project Generation Meter Multiplier (GMM) divided by the system average GMM, as defined in D.01-01-007 (“GMM_{qf}/GMM_{sys}”). In addition, the hourly line loss factor for Renewable QFs electing Option 2 shall not be less than 0.95. . . . **If GMMs are discontinued by the CAISO, then the annual average of the hourly GMM_{qf}/GMM_{sys} for the twelve prior calendar months shall continue in effect until there is a transition under Section 4 to an electricity market-based SRAC mechanism that reflects line losses in the energy price.** (Settlement Agreement Between Pacific Gas and Electric Company and Independent Energy Producers, pp. 14-15, adopted in D.06-07-032, Ordering Paragraph 1 (emphasis added).)

Thus, under the IEP Settlement the current GMM-based loss formula applicable to these settling QFs will be replaced, once MRTU begins, with a calculation based on historic GMMs.

PG&E proposes that the Commission follow a similar approach with respect to the remaining QFs, those not subject to the IEP Settlement. PG&E proposes that for the remaining QFs, their current GMM-based loss formulas be replaced, on an interim basis, by the appropriate historical GMM-based factors. Different categories of QFs have somewhat different GMM formulas. For each QF, its GMM-based energy line loss formula would be replaced by the appropriate historical GMM-based factors.

PG&E proposes that the non-settling QFs' historic GMM-based energy line loss factors be determined on a monthly basis. For example, for the first June after MRTU is implemented, any non-IEP settlement QF's line loss factor would be derived based on the monthly average of the previous June's hourly GMMs.

PG&E proposes to use monthly averages, rather than a single annual average as the IEP Settlement provides, because there are noticeable monthly variations in GMMs. PG&E does not propose to modify the annual approach that will apply to the QFs covered by the already approved IEP Settlement, however, as that Settlement balanced a number of considerations, and it would not be appropriate to adjust one settled item in isolation.

On September 20, 2007, the Commission issued D.07-09-040 in the QF Avoided Cost proceeding, directing that the QF short-run avoided cost energy pricing formula be modified to the Market Index Formula (MIF) to replace the current methodology for calculating the short-run avoided cost of energy paid to QFs sometime after MRTU is implemented. However, that decision declined to transmission line loss factors, and so does not eliminate the need for the modification requested here.^{1/}

In sum, PG&E proposes that D.01-01-007 be modified. PG&E requests that the Commission modify that decision by determining:

After GMMs are discontinued by the CAISO, then for those QFs subject to the provisos of D.01-01-007, QFs not addressed in the Settlement adopted by the Commission in D.06-07-032, the line loss factor to be used to calculate QF payments will be derived for each month using the average of the hourly GMM-based loss factors for the same month from the last year for which GMMs were calculated by the CAISO. This interim method shall continue in effect until the appropriate QF energy line loss factors in the

^{1/} On December 17, 2007, PG&E, along with the Southern California Edison Company and San Diego Gas & Electric Company, filed a joint advice letter (for PG&E, Advice Letter 3180-E) to implement D.07-09-040. Since D.07-09-040 does not address line loss factors the implementation advice letter (Advice Letter 3180-E for PG&E) does not, either.

post-GMM, MRTU environment are determined by the Commission.

Rule 16.4(d) requires PG&E to explain why this petition was filed more than one year after the effective date of D.01-01-007. This petition was not necessary until it became likely that the CAISO would discontinue the GMMs, even though they would still be required by D.01-01-007. That eventuality was too uncertain in early 2002, one year after the issuance of D.01-01-007, to support a petition for modification at that time.

Now, however, that eventuality is fairly certain. The MRTU structure reasonably well-defined, its implementation scheduled for sometime after April 1 of this year, and with its implementation the CAISO will discontinue GMMs.

Therefore, PG&E has filed this petition in a timely fashion even though it is filed more than one year after the effective date of D.01-01-007, and PG&E respectfully requests that D.01-01-007 be modified as described herein.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of **“PACIFIC GAS AND ELECTRIC COMPANY'S (U 39-E) PETITION TO MODIFY D.01-01-007”** on all known parties to the official service list for R.99-11-022:

- transmitting an e-mail message with the document attached to each party providing an email address; or
- by first-class mail, postage prepaid, to each party not providing an email address.

Executed on January 16, 2008, at San Francisco, California.

/s/
MARTIE L. WAY

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